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|---|------------------------|---------------------|--|
| Examiner-Initiated Interview Summary | Application No. | Applicant(s) | |
| | 09/858,321 | PACKER ET AL. | |
| | Examiner | Art Unit | |
| | Christopher E. Lee | 2112 | |

All Participants:

Status of Application: _____

(1) Christopher E. Lee (USPTO). (3) _____.

(2) Chester E. Martine, Jr. (Reg. No. 19,711). (4) _____.

Date of Interview: 22 November 2004

Time: 11:35 am (EST)

Type of Interview:

- Telephonic
 Video Conference
 Personal (Copy given to: Applicant Applicant's representative)

Exhibit Shown or Demonstrated: Yes No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

none

Claims discussed:

Claim 3

Prior art documents discussed:

none

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
 It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.



(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The Amendment document in the RCE is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (See 68 Fed. Reg. 38611, Jun. 30, 2003). In fact, the claim status of the claim 3 is not (original), but (currently amended). See MPEP 714 [R-2] and 37 CFR 1.121(c). The applicants' representative Mr. Chester E. Martine, Jr. (Reg. No. 19,711) agrees to correct the claim status from "(original)" to -- (currently amended)--..